

# **WEST VIRGINIA LEGISLATURE**

## **2025 REGULAR SESSION**

### **Introduced**

## **House Bill 2548**

By Delegates Hornby, Willis, Riley, Ellington,  
McGeehan, Phillips, Statler, Akers, Maynor, Chiarelli,  
and Heckert

[Introduced February 18, 2025; referred to the  
Committee on Education]

1 A BILL to amend and reenact §18-2-5a of the Code of West Virginia, 1931, as amended, relating to  
2 bringing the West Virginia Department of Education (WVDE) under rulemaking review of  
3 the Legislature.

*Be it enacted by the Legislature of West Virginia:*

## **ARTICLE 2. STATE BOARD OF EDUCATION.**

### **§18-2-5a. Board rules to be filed with Legislature; West Virginia Department of Education rulemaking and review.**

1 The State Board of Education shall file a copy of any rule that it proposes to promulgate,  
2 adopt, amend or repeal under the authority of the Constitution or of this code with the Legislative  
3 Oversight commission on education accountability pursuant to §29A-3B-1 *et seq.* of this code.  
4 "Rule," as used herein, means a regulation, standard, statement of policy, or interpretation of  
5 general application and future effect. Additionally, the West Virginia Department of Education shall  
6 propose rules for legislative approval pursuant to §29A-3-1 *et seq.* of this code, and rulemaking by  
7 the department shall not be implemented until the legislative rules have been approved by the  
8 Legislature.

NOTE: The purpose of this bill is to bring the West Virginia Department of Education (WVDE) under rulemaking review of the Legislature.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.